

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

W. R. GRACE & CO., *et al.*,¹

Reorganized Debtors.

Chapter 11

Case No. 01-1139 (AMC)

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR TELEPHONIC
HEARING ON FEBRUARY 1, 2021, AT 12:00 P.M. BEFORE
THE HONORABLE ASHELY M. CHAN**

**W. R. Grace & Co. - Case No. 01-1139
February 1, 2021 at 12:00 p.m. Eastern Time (US and Canada)**

Toll Free Phone Number: (877) 873-8017

Access Code: 3027681#

CONTESTED MATTERS:

1. Motion and Supporting Declaration of Gary S. Smolker (“Smolker”) for Leave to File the Following Additional Pleadings and Exhibits in Opposition to Grace’s Pending Motion for Summary Judgment: (A) List of Additional Exhibits and Documents Specified in that List (B) List of Legal Issues and Discussion of Same; (C) Additional memorandum of Points and Authorities; (D) Additional Declaration of Gary Smolker [Filed: 1/15/21] ([Docket No. 33181](#)).

Response Deadline: February 1, 2021.

Responses Received:

- a. Reorganized Debtor’s Objection to Motion and Supporting Declaration of Gary S. Smolker (“Smolker”) for Leave to File the Following Additional Pleadings and Exhibits in Opposition to Grace’s Pending Motion for Summary Judgment [Filed: 1/25/21] ([Docket No. 33185](#)).

Related Documents:

- a. [Signed] Order [Filed: 1/20/21] ([Docket No. 33182](#)).

¹ The Reorganized Debtor is W. R. Grace & Co. (f/k/a Grace Specialty Chemicals, Inc., or “Grace”).

Status: This matter will go forward.

2. Motion for Summary Judgment Pursuant to Fed. R. Bankr. P. 7056 for Disallowance of Claim No. 392, Filed By Gary S. Smolker, and Related Claims, Nos. 382 and 4070, Filed By Home Savings Termite Control, Inc., and Wayne Morris, Respectively [Filed: 8/3/20] ([Docket No. 33154](#)).

Response Deadline: August 17, 2020, at 4:00 p.m. (*further extended to December 30, 2020*)

Responses Received:

- a. Gary S. Smolker's Objections and Response to W. R. Grace & Co.'s Motion for Summary Judgment [Filed: 8/18/20] ([Docket No. 33157](#)).
- b. Gary S. Smolker's ("Smolker's") Declaration in Opposition to Reorganized Debtor W. R. Grace & Co.'s ("Grace's") Motion for Summary Judgment Pursuant to Rule 56 of Federal Rules of Civil Procedure [Filed: 1/4/21] ([Docket No. 33177](#)).
 - (i) Exhibits Regarding Gary S. Smolker's ("Smolker's") Declaration in Opposition to Reorganized Debtor W. R. Grace & Co.'s ("Grace's") Motion for Summary Judgment Pursuant to Rule 56 of Federal Rules of Civil Procedure [Filed: 1/4/21] ([Docket No. 33178](#)).

Reply Deadline: January 20, 2021.

Replies Received:

- a. Reply in Support of Grace's Motion for Summary Judgment Pursuant to Fed. R. Bankr. P. 7056 for Disallowance of Claim No. 392, Filed By Gary S. Smolker, and Related Claims, Nos. 382 and 4070, Filed By Home Savings Termite Control, Inc., and Wayne Morris, Respectively [Filed: 1/20/21] ([Docket No. 33183](#)).

Related Documents:

- a. [Proposed] Order Disallowing Claim No. 392 and 4070, Filed By Home Saving Termite Control, Inc., and Wayne Morris, Respectively [Filed: 8/3/20] ([Docket No. 33154](#), [Exhibit A](#)).
- b. [Signed] Scheduling Order [Filed: 10/2/20] ([Docket No. 33163](#)).
- c. [Signed] Amended Scheduling Order [Filed: 12/22/20] ([Docket No. 33175](#)).

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Status: This matter will go forward.

Dated: January 28, 2021

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